COMMONWEALTH OF MASSACHUSETTS

HAMPDEN, ss.

TOWN OF MONSON

ANNUAL TOWN WARRANT

To any of the Constables of the Town of Monson in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn all the inhabitants of the Town of Monson qualified to vote in Elections and Town Affairs to meet in the Granite Valley Middle School Auditorium on Thompson Street on Monday, May 13, 2013, at 7:00 p.m. to act upon the following articles:

ARTICLE 1:

To hear reports of Town Officers and Committees and act on same or take any other action relative thereto.

Recommendation:

Finance Committee Recommends, and I Move the Town Vote (F.C.R.I.M.T.V.) to hear reports of Town Officers and Committees. (See Attachment B)

ARTICLE 2:

To see if the Town will vote to fix the salary or compensation of all elected officials as prescribed, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V. to fix the salary or compensation of all elected officials as prescribed below:

| Town Clerk | 45,172.00 |
|------------------|-----------|
| Highway Surveyor | 72,900.00 |

ARTICLE 3:

To see if the Town will vote to re-authorize the existing Revolving Funds under M.G.L. Chapter 44 Section 53E 1/2 as per Attachment A, naming the programs and purposes for which said revolving fund may be expended, the receipts to be credited to the fund, the board, department or officer authorized to expend from said fund and the limit on the total amount which may be expended from said fund during the fiscal year, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to re-authorize the existing Revolving Funds under M.G.L. Chapter 44 Section 53E ½ as per Attachment A.

ARTICLE 4:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate any sum of money as may be necessary to defray the expenses of the Town for the ensuing year, the fiscal period from July 1, 2013 to June 30, 2014, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate and/or transfer and appropriate the sum of money necessary to defray the expenses of the Town for the ensuing year, the fiscal period from July 1, 2013 to June 30, 2014 as follows:

| Account | Fiscal | Recommendation 2014 | Historical Fiscal | Information 2013 |
|--|---------|---------------------|----------------------|------------------|
| GENERAL GOVERNMENT | | | | |
| Purchase of Petroleum Products | | 204,000 | | 204,000 |
| BOARD OF SELECTMEN | | | | |
| Staff Salaries | 117,154 | | 115,414 | |
| Expense | 6,700 | 123,854 | 6,700 | 122,114 |
| FINANCE COMMITTEE | | | | |
| Staff Salaries | 3,434 | | 3,366 | |
| Expense | 200 | 3,634 | 200 | |
| F. C. RESERVE FUND | | 30,000 | | 30,000 |
| TOWN ACCOUNTANT | | | | |
| Staff Salaries | 98,980 | | 97,501 | |
| Expense | 7,543 | 106,523 | 7,141 | 104,642 |
| Daponse | 7,543 | 100,525 | /,141 | 104,042 |
| AUDIT &ACTUARIAL STUDY | | 46,850 | | 39,650 |
| BOARD OF ASSESSORS | | | | |
| Staff Salaries | 77,991 | | 75,148 | |
| Expense | 16,125 | 94,116 | 15,975 | 91,123 |
| REVALUATION | 10,120 | 9,900 | *1 | 750 |
| | | | | 2.700 |
| LAND COURT | | 3,500 | | 3,500 |
| BANK FEES & PAYROLL | | 11,500 | | 11,500 |
| TREASURER | | | | |
| Staff Salaries | 69,459 | | 67,064 | |
| Expense | 6,950 | 76,409 | 6,950 | 74,014 |
| TOWN COLLECTOR | | | | |
| Staff Salaries | 80,419 | | 85,373 | |
| Expense | 33,649 | 114,068 | 31,209 | 116,582 |
| LAW DEPT. & CLAIMS | | 80,000 | | 80,000 |
| | | , | | Í |
| TECHNOLOGY | | 1,625 | | 1,625 |
| TOWN CLERK | | | | |
| Staff Salaries | 72,626 | | 70,545 | |
| Expense | 9,150 | 81,776 | 9,150 | |
| ELECTIONS & REGISTRATION | | | | |
| Staff Salaries | 4,200 | | 8,500 | |
| Expense | 4,930 | 9,130 | 8,280 | 16,780 |
| CONSERVATION COMMISSION PLANNING BOARD | | 3,663 | | 4,013 |

| Staff Salaries | 43,414 | | | |
|---------------------|---------|-----------|---------|-----------|
| Expense | 3,400 | 46,814 | | 2,400 |
| BOARD OF APPEALS | | 2,675 | | 2,675 |
| | | | | |
| MUNICIPAL BUILDINGS | | | | |
| Staff Salaries | 37,066 | | 25,702 | |
| Expense | 100,485 | 137,551 | 100,485 | 126,187 |
| | | | | |
| GENERAL GOVT. TOTAL | | 1,187,588 | | 1,114,816 |

^{*1} transfer and appropriate \$9,900 from Board of Assessors' Stabilization Fund.

| Account | Einna1 | Recommendation | | Historical | Information |
|-------------------------------------|---------|----------------|----|------------|-------------|
| DUDI IC CAPPTY | Fiscal | 2014 | | Fiscal | 2013 |
| PUBLIC SAFETY POLICE DEPARTMENT | | | | | |
| POLICE DEPARTMENT | 977 272 | | | 974 914 | |
| Salaries | 877,373 | | | 874,814 | |
| Operating Expenses Cruiser Purchase | 76,610 | | | 70,960 | |
| Medical Bills | 40,000 | 004 492 | | 42,000 | 000 274 |
| Medical Bills | 500 | 994,483 | | 500 | 988,274 |
| EMERGENCY DISPATCH | | | | | |
| Salaries | | 188,932 | | | 187,312 |
| FIRE DEPARTMENT | | | | | |
| Salaries | 153,067 | | | 190,059 | |
| House Operating Expense | 25,220 | | | 24,442 | |
| Truck Operating Expense | 21,150 | | | 20,550 | |
| Special Services | 2,150 | 201,587 | | 2,150 | 237,201 |
| AMBULANCE | | | | | |
| Staff Salaries | 344,166 | | | 330,639 | |
| Expense | 42,708 | 386,874 | *2 | 39,378 | 370,017 |
| BUILDING INSPECTOR | | | | | |
| Staff Salaries | 79,886 | | | 88,258 | |
| Expense | 6,580 | 86,466 | | 6,100 | 94,358 |
| SEALER OF WEIGHTS & | | 845 | | | 828 |
| MEASURES | | | | | |
| EMERGENCY | | 8,136 | | | 11,780 |
| MANAGEMENT | | ŕ | | | ŕ |
| ANIMAL CONTROL | | | | | |
| Staff Salaries | 11,431 | | | 11,431 | |
| Expense | 3,520 | 14,951 | | 3,520 | 14,951 |
| | | | | | |
| TREE WARDEN | | | | | |
| Staff Salaries | 4,700 | | | 4,700 | |
| Expense | 9,125 | 13,825 | | 9,125 | 13,825 |
| FOREST FIRE | | | | | |

| Staff Salaries | 8,797 | | 8,624 | |
|---------------------|-------|-----------|-------|-----------|
| Expense | 5,500 | 14,297 | 5,500 | 14,124 |
| | | | | |
| PUBLIC SAFETY TOTAL | | 1,910,396 | | 1,932,670 |

*2 \$75,543 raise and appropriate , and \$311,331 transfer and appropriate from Ambulance Receipts Reserved for Appropriation Account.

| Account | | Recommendation | | Historical | Information |
|-----------------------------|--------|----------------|----|------------|-------------|
| | Fiscal | 2014 | | Fiscal | 2013 |
| EDUCATION | | | | | |
| SCHOOL DEPARTMENT | | 10,472,351 | | | 10,552,351 |
| SCHOOL | | | | | |
| TRANSPORTATION | | 896,149 | | | 842,639 |
| School Technology Equipment | | 120,000 | *3 | | |
| | | | | | |
| EDUCATION TOTAL | | 11,488,500 | | | 11,364,990 |

*3 \$120,000 transfer and appropriate from Free Cash.

| Account | | Recommendation | Historical | Information |
|---------------------------|---------|----------------|------------|-------------|
| | Fiscal | 2014 | Fiscal | 2013 |
| PUBLIC WORKS | | | | |
| | | | | |
| HIGHWAY DEPARTMENT | | | | |
| Salaries | 364,830 | | 356,658 | |
| Private Roads Account | 2,000 | | 2,000 | |
| Administration | 28,225 | | 27,925 | |
| General Highway & Bridges | 207,780 | | 204,080 | |
| Snow & Ice | 200,000 | | 200,000 | |
| Emergency Repairs | 10,000 | | 10,000 | |
| Road Machinery Account | 54,100 | 866,935 | 51,700 | 852,363 |
| | | 24.500 | | 24.700 |
| STREET LIGHTING | | 24,500 | | 24,500 |
| | | | | |
| CEMETERY DEPARTMENT | | | | |
| Staff Salaries | 69,715 | | 65,617 | |
| Expense | 7,013 | 76,728 | 7,012 | 72,629 |
| PUBLIC WORKS TOTAL | | 968,163 | | 949,492 |

| Account | | Recommendation | Historical | Information |
|-------------------------------|--------|----------------|------------|-------------|
| | Fiscal | 2014 | Fiscal | 2013 |
| HUMAN SERVICES | | | | |
| | | | | |
| BOARD OF HEALTH | | | | |
| Staff Salaries | 20,798 | | 19,714 | |
| Expense | 1,530 | 22,328 | 1,480 | 21,194 |
| OTHER HEALTH SERVICES | | | | |
| Greater Spfld Senior Services | | 0 | | 600 |
| | | | | |

| COUNCIL ON AGING | | | | |
|----------------------|---------|---------|---------|---------|
| Staff Salaries | 112,298 | | 106,824 | |
| Expense | 21,740 | 134,038 | 23,725 | 130,549 |
| | | | | |
| VETERANS' BENEFITS | | 20,000 | | 27,350 |
| | | | | |
| | | | | |
| HUMAN SERVICES TOTAL | | 176,366 | | 179,693 |

| Account | | Recommendation | Historical | Information |
|-----------------------|---------|----------------|------------|-------------|
| riccount | Fiscal | 2014 | Fiscal | 2013 |
| LIDDADY & DECDEATION | Tiscai | 2014 | Tiscai | 2013 |
| LIBRARY & RECREATION | | | | |
| | | | | |
| MONSON FREE LIBRARY & | | | | |
| READING ROOM ASSN. | | 225,425 | | 214,725 |
| | | | | |
| PARKS & RECREATION | | | | |
| Staff Salaries | 118,129 | | 110,952 | |
| Expense | 19,793 | 137,922 | 19,643 | 130,595 |
| POOL | | | | |
| Staff Salaries | 9,000 | | | |
| Expense | 28,000 | 37,000 | | |
| HISTORICAL COMMISSION | | 440 | | 440 |
| | | | | - |
| LIBRARY & RECREATION | | | | |
| TOTAL | | 400,787 | | 345,760 |

| Account | | Recommendation | | Historical | Information |
|-------------------------------|---------|----------------|----|------------|-------------|
| | Fiscal | 2014 | | Fiscal | 2013 |
| DEBT SERVICE | | | | | |
| INTEREST ON SHORT | | | | | |
| TERM DEBT | | 20,000 | | | 50,000 |
| | | | | | |
| PRINCIPAL & INTEREST ON | | | | | |
| LONG TERM DEBT | | | | | |
| | | | | | |
| Various Capital Acquisitions | 82,400 | | | 84,800 | |
| 2013 Capital Infrastructure & | | | | | |
| Vehicles | 115,000 | | | | |
| S. Main St Brownfield | 12,317 | | | | |
| 110 Main St. Renovations | 0 | | | 57,750 | |
| Ambulance Purchase | 39,100 | | *4 | 40,250 | |
| October 2011 Snow Storm | 3,000 | | | | |
| Middle School Construction | 890,375 | | *5 | 885,639 | |
| High School Construction | 231,250 | | *6 | 231,948 | |
| Sewer Bonds | 13,838 | | *7 | 14,497 | |
| Water SRF Capital Projects | 105,928 | | *8 | 106,039 | _ |
| | | | | | |
| | | | | | |
| DEBT SERVICE TOTAL | | 1,513,208 | | | 1,470,923 |

- *4 \$22,100 raise and appropriate; and \$17,000 transfer & appropriate from Ambulance Subscription Fees Reserved for Appropriation Account.
- *5 \$874,699 raise and appropriate; and \$15,676 transfer and appropriate from Fund Balance Reserved for Expenditure-Middle School Debt.
- *6 \$175,828 raise and appropriate; and \$55,422 transfer and appropriate from Fund Balance Reserved for Expenditure-High School Debt.
- *7 \$6,919 raise and appropriate; and \$6,919 raise and appropriate from sewer enterprise revenues.
- *8 \$105,928 raise and appropriate from water enterprise revenue.

| Account | Fiscal | Recommendation 2014 | Historical Fiscal | Information 2013 |
|-------------------------------|--------|---------------------|----------------------|------------------|
| UNCLASSIFIED | | | | |
| | | | | |
| Pioneer Valley Planning | | 1,284 | | 1,284 |
| Commission | | | | |
| Veterans' District Assessment | | | | |
| | | 22,851 | | 25,762 |
| Hampden County Pensions | | 1,041,680 | | 945,374 |
| Health Insurance | | 1,992,400 | | 1,942,400 |
| Life Insurance | | 7,600 | | 7,600 |
| Medicare, Town Share | | 194,000 | | 165,000 |
| Medicaid Reimbursement | | 8,200 | | 8,200 |
| Annual Capital | | 75,000 | | 145,000 |
| Blanket Insurance | | 302,372 | | 267,315 |
| LINGLASSIERED TOTAL | | 2 (45 295 | | 2 505 025 |
| UNCLASSIFIED TOTAL | | 3,645,387 | | 3,507,935 |
| | | | | |
| OMNIBUS TOTAL | | 21,290,395 | | 20,866,279 |

ARTICLE 5:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to the Stabilization Account, as provided in Massachusetts General Laws, Chapter 40, Section 5B, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$25,000 from Free Cash to the Stabilization Account.

ARTICLE 6:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to pay the Town's apportioned share of the Operating and Maintenance and Capital Budget of the Pathfinder Regional Vocational/Technical High School District, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$1,032,090 to pay the Town's apportioned share of the Operating & Maintenance and Capital Budget of the Pathfinder Regional Vocational/Technical High School District.

ARTICLE 7:

To see if the Town will vote to transfer and appropriate the Comcast, Inc. Franchise Fee to Municipal Public Access Cable Television, Inc., or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer the Comcast, Inc. Franchise Fee to Municipal Public Access Cable Television, Inc.

ARTICLE 8:

To see if the Town will vote to accept any funds which have been offered to the Town's Perpetual Care Cemetery Fund since the last Annual Town Meeting, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to accept any funds offered to the Town Perpetual Care Cemetery Fund since the last Annual Town Meeting.

ARTICLE 9:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money with which to meet bills of previous years, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to pass-over this article

ARTICLE 10:

To see if the Town will vote to authorize the Town Treasurer and Town Collector to enter into written agreements with banking institutions having their principal offices in the Commonwealth of Massachusetts, for a period not to exceed one year, pursuant to which said Town Treasurer and Town Collector agree to maintain on deposit in said institutions specified amounts of the funds of the Town in return for the provision by said institution(s) of banking services; such services that so qualify shall be prescribed by the Commissioner of Revenue, as well as by other provisions of Massachusetts General Laws Chapter 44, et seq., or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize the Town Treasurer and Town Collector to enter into written agreements with banking institutions as described above.

ARTICLE 11:

To see if the Town will vote to authorize the Selectmen to sell at public or private sale, after first giving notice of sale in some convenient and public place in the Town, fourteen (14) days at least before the sale, property taken by the Town under tax title procedure; provided, however, that the Selectmen or whomsoever they authorize to hold such sale may reject any bid which they or the person so authorized may deem inadequate, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize the Selectmen to sell at public or private sale property taken by the Town under tax title procedure as described above.

ARTICLE 12:

To see if the Town will vote to raise and appropriate or borrow and appropriate a sum of money not to exceed seven hundred five thousand seven hundred and thirty nine dollars (\$ 705,739.00) to be used for construction projects authorized through the Chapter 90 Bond Issue, provided however that the town be reimbursed one hundred per cent (100%) of said sum upon project completion, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to borrow a sum not to exceed \$705,739 to be used for construction projects authorized through Chapter 90 Bond Issue, provided that the town be reimbursed 100% of said sum upon project completion.

ARTICLE 13:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to operate the Enterprise Trash/Recycling Program for fiscal year 2014 or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to to raise and appropriate the sum of \$668,062 from trash enterprise revenue and transfer and appropriate the sum of \$30,000 from trash enterprise free cash for the purpose of operating the Trash/Recycling Program for the fiscal year 2014 as prescribed below:

| Account | Fiscal 2014 | Recom- mendation | Historical Fiscal | Information 2013 |
|-----------------------|----------------|---------------------|----------------------|------------------|
| TRASH ENTERPRISE FUND | | | | |
| Staff Salaries | 16,242 | | 15,923 | |
| Expense | 681,820 | 698,062 | 666,820 | 682,743 |

ARTICLE 14:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate from available funds a sum of money to operate the Sewer Enterprise Fund for fiscal 2014, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$482,656 from the Sewer Enterprise revenues and transfer and appropriate the sum of \$31,000 from sewer enterprise free cash to be allocated as follows:

| Account | Fiscal | Recom- | Historical | Information | |
|---------------------------------|---------|-----------|------------|-------------|--|
| | 2014 | mendation | Fiscal | 2013 | |
| SEWER ENTERPRISE FUND | | | | | |
| Staff Salaries | 108,399 | | 105,587 | | |
| Expense | 35,257 | | 35,187 | | |
| Capital | | | | | |
| Maint. Of Joint Treatment Plant | | | | | |
| with Palmer | 350,000 | | 395,000 | | |
| Emergency Reserve | 20,000 | | 18,900 | | |
| Budgeted Surplus | 0 | 513,656 | 0 | 554,674 | |
| | | | | | |

and that \$33,000 be raised and appropriated in the General Fund and funded from the Sewer Enterprise revenues, to be allocated for indirect costs; and that \$6,919 for debt to be appropriated in the general fund

and funded from sewer enterprise revenues; and \$6,919 for debt to be appropriated in the general fund from the tax levy as follows:.

| Estimated Indirect Costs for the | | Historical | Information | |
|----------------------------------|--------|------------|-------------|--|
| Sewer Enterprise appropriated | | Fiscal | 2013 | |
| within Omnibus | 33,000 | | 30,000 | |
| Sewer Debt within the Omnibus | 13,838 | | 14,497 | |

ARTICLE 15:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate from available funds a sum of money to operate the Water Enterprise Fund for fiscal 2014, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to raise and appropriate \$318,587 from the Water Enterprise revenues and appropriate the sum of \$42,000 from water enterprise free cash to be allocated as follows:

| Account | Fiscal | Recom- | Historical | Information |
|-----------------------|---------|-----------|------------|-------------|
| | 2014 | mendation | Fiscal | 2013 |
| WATER ENTERPRISE FUND | | | | |
| Staff Salaries | 157,609 | | 156,447 | |
| Expense | 182,978 | | 197,398 | |
| Capital | | | | |
| Emergency Reserve | 20,000 | | 5,000 | |
| Budgeted Surplus | | 360,587 | | 358,845 |

and that \$53,000 be raised and appropriated in the General Fund and funded from the Water Enterprise revenues, to be allocated for indirect costs; and \$105,928 for debt to be appropriated in the general fund and funded from water enterprise revenues as follows:

| Estimated Indirect Costs for the | | Historical | Information |
|----------------------------------|---------|------------|-------------|
| Water Enterprise appropriated | | Fiscal | 2013 |
| within Omnibus | 53,000 | | 44,000 |
| Water Debt within the Omnibus | 105,928 | | 106,039 |

ARTICLE 16:

To see if the Town will vote to raise and appropriate or transfer and appropriate from available funds a sum of money to the Fund Balance Reserved for High School Construction Debt, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$70,000 from Free Cash to the Fund Balance Reserved for High School Construction Debt.

ARTICLE 17:

To see if the Town will vote to raise and appropriate and/or transfer and appropriate a sum of money from available funds to pay for costs related to the cleanup after the October 2011 Storm Alfred, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$147,000 from Free Cash to the October 2011 Storm Alfred Account.

ARTICLE 18:

To see if the Town will vote to authorize the borrowing of a sum of money not to exceed eight hundred fifty six thousand five hundred seventy one dollars (\$856,571.00) to pay costs related to the cleanup after the October 2011 Storm Alfred, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize the borrowing a sum of money not to exceed \$709,571 to pay costs related to the cleanup after the October 2011 Storm Alfred.

ARTICLE 19:

To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2014, with each item to be considered a separate appropriation:

Appropriations:

From FY 2014 estimated revenues for Committee Administrative Expenses\$ 15,000

Reserves:

From FY 2014 estimated revenues for Historic Resources Reserve \$ 25,000 From FY 2014 estimated revenues for Community Housing Reserve\$ 25,000 From FY 2014 estimated revenues for Open Space Reserve \$ 25,000 From FY 2014 estimated revenues for Budgeted Reserve \$ 160,000

Recommendation:

F.C.R.I.M.T.V. to transfer and appropriate \$15,000 from Fiscal 2014 Community Preservation Fund revenues to Community Preservation Committee Administrative Expenses; and reserve from Fiscal 2014 Community Preservation Fund revenues \$25,000 to each of the following Reserve Accounts: Historic Resources Reserve, Community Housing Reserve, and Open Space Reserve to be held in reserve for future appropriations; and further to reserve \$160,000 to the Community Preservation Budgeted Reserve Account for future appropriations.

ARTICLE 20:

To see if the Town will vote to appropriate up to the sum of up to \$171,250.00 (One Hundred and Seventy One Thousand and Two Hundred and Fifty Dollars) to repair, restore and preserve windows and doors of Memorial Hall located at 198 Main Street. \$33,500 (Thirty Three Thousand and Five Hundred dollars) shall be transferred from the FY 13 Historical Preservation fund and One Hundred Thirty Seven Thousand, Seven Hundred and Fifty Dollars (\$137,750.00) shall be transferred from the Undesignated Account for said repair, restoration, and stabilization under the Community Preservation Program for preservation of historic and scenic resources pursuant to Massachusetts General Laws, Chapter 44B or any other enabling authority. Said funds to be expended under the administration of the Community Preservation Committee, or take any other

action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$ 33,500 from the CPA Fund Balance Reserved for Historic Preservation Account and transfer and appropriate \$ 137,750 from the CPA Fund Balance Reserved for Budgeted Reserve Account (a total of \$ 171,250) to be used to repair, restore, and preserve windows and doors of Memorial Hall located at 198 Main Street as described above.

ARTICLE 21:

To see if the town will vote to appropriate the sum of Twenty Thousand, Three Hundred and Sixty One Dollars (\$20,361.00) to preserve the Original Town Record Books from 1762 through 1948 and the Board of Selectmen Minutes from 1982 to 1986. These original documents are at risk of being lost. They will be repaired, restored, de-acidified, re-sewn and re-bound for permanent protection. The money shall be transferred from the FY '13 Undesignated Account under the Community Preservation Program for the preservation of historic and scenic resources pursuant to Massachusetts General Laws, Chapter 44B or any other enabling authority. Said funds to be expended under the administration of the Community Preservation Committee, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$ 20,361 from the CPA Fund Balance Reserved for Budgeted Reserve Account to be used to preserve town documents as described above.

ARTICLE 22:

To see if the town will vote to appropriate the sum of Twenty Four Thousand, Two Hundred Fifty Dollars (\$24,250.00) to restore and repaint the historic American Legion Post 0241 building. The building will be evaluated to determine the original paint color and then repaired and repainted to preserve one of the nicest extant examples of 1860 Italianate style buildings. The money shall be transferred from the FY '13 Undesignated Account under the Community Preservation Program for the preservation of historic and scenic resources pursuant to Massachusetts General Laws, Chapter 44B or any other enabling authority. Said funds to be expended under the administration of the Community Preservation Committee, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to transfer and appropriate \$ 24,250 from the CPA Fund Balance Reserved for Budgeted Reserve Account to be used to restore and repaint the historic American Legion Post 0241 building as described above.

ARTICLE 23:

To see if the Town will vote to accept a donation of the property known and designated as Lots 1 and 2 located on Carpenter Road as described in Hampden County Registry of Deeds, Book 14997, page 580 and Book 17235, page 484 and on Assessors Maps 115, Parcels 104A and 104B the property is to be owned by the Town of Monson and will be managed and controlled by the Conservation Commission of the Town of Monson in accordance with Chapter 40, Section 8C for conservation and passive recreation purposes, subject to clean title and Town Counsel approval, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to accept a donation of the property known and designated at Lots 1 and 2 located on Carpenter Road as described above.

ARTICLE 24:

To see if the Town will vote to accept a donation of the property known and designated as Lot 3 located on Carpenter Road as described in the Hampden County Registry of Deeds Book 14997 and Page 508 and in the Monson Assessors Office, Map 115, Parcel 104C to be owned by the Town of Monson and for the Town of Monson to use or dispose of in a manner to be determined by the Town, subject to clean title and Town Counsel approval, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to defer this article to the Conservation Commission for a recommendation.

ARTICLE 25:

To see if the Town will vote to accept the provisions of M.G.L. Chapter 40, Section 57 and adopt the following bylaw under which the Town may deny any application for, or revoke or suspend any local license or permit including renewals and transfer issued by any board, officer or department for any person, corporation or business enterprise who has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges and that the General Bylaws be amended to add Article 33 of the Monson Bylaws entitled "Grant or Renewal of Licenses as affected by Non-Payment of Local Taxes, Fees, etc." as follows:

ARTICLE 33: Grant or Renewal of Licenses as affected by Non-payment of Local Taxes, Fees, etc.

In accordance with Massachusetts General Laws, Chapter 40, Section 57, the Board of Selectmen, hereinafter referred to as the Board, may revoke or suspend any local license or permit including renewals and transfers issued by the Board for any person, corporation or business enterprise who has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges provided that:

- a.) The Town Collector shall annually furnish to the Board a list of any person, corporation, or business enterprise, hereinafter referred to as the party, that has neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve month period, and that has not filed in good faith a pending application for an abatement of such tax or pending petition before the appellate tax board.
- b.) The Board may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the Board from the Town Collector; or any license or permit including renewals and transfers with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or other matter is carried out or exercised or is to be carried out or exercised on or about real estate whose owner has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges; provided however that written notice is given to the party and the Town Collector as required by applicable provisions of the law, and the party is given a hearing to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of

said license or permit to any party. The Town Collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the Board with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the Board receives a certificate issued by the Town Collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the municipality as the date of issuance of said certificate.

- c.) Any party shall be given an opportunity to enter into a payment agreement, thereby allowing the Board to issue a certificate indicating said limitations to the license or permit and validity of said license shall be conditioned upon the satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by applicable provisions of law.
- d.) The Board may waive such denial, suspension or revocation if it finds there is no direct or indirect business interest by the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in Mass. Gen. Laws, Chapter 268A, Section 1 in the business or activity conducted in or on said property.

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to approve Article 25 as written above.

ARTICLE 26:

To see if the Town will vote to amend "Article 2 – Finance Committee, Section 3" of the Town of Monson General Bylaws as follows:

Section 3. The said committee Moderator and the Board of Selectmen shall meet jointly to fill any vacancy which may occur in its the Committee's membership by vote, attested copy of which shall be sent by the secretary to. In the event of a tie, the Moderator's vote will prevail. The Moderator will then notify the Town Clerk of such action. If any member is absent from five consecutive meetings of said committee, except in cases of illness, his position shall be deemed to be vacant and shall be filled as herein provided. The term of office of any person so chosen to fill a vacancy shall expire at the final adjournment of the next succeeding annual Town meeting, and the Moderator thereof shall appoint his successor to complete the unexpired term of the member in whose office such vacancy originally occurred.

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to reject Article 26 as written.

ARTICLE 27:

To see if the town will vote to instruct our members of Congress to support an amendment to the United States Constitution to clarify that corporations do not have the same rights as people and that money is not speech for purposes of election-related spending, and/or take any action relative thereto.

WHEREAS, the United States Constitution and the Bill of Rights are intended to protect the rights of individual human beings ("real people"); and,

WHEREAS, corporations are not mentioned in the Constitution and The People have never granted constitutional rights to corporations;

WHEREAS, the United States Supreme Court in Citizens United v. Federal Election Commission presents a serious threat to self-government by allowing unlimited corporate spending to influence elections;

WHEREAS, Article V of the United States Constitution empowers and obligates the people of the United States of America to use the constitutional amendment process to correct egregiously wrong decisions of the United States Supreme Court that go to the heart of our democracy;

NOW THEREFORE, BE IT RESOLVED that the voters of MONSON, Massachusetts hereby instruct the Senators representing the Commonwealth of Massachusetts and the member of the United States House of Representatives representing this Congressional District to propose and our state legislators to ratify an amendment to the United States Constitution to provide that corporations are not entitled to the constitutional rights of real people and that money is not speech for purposes of campaign-related expenditures and contributions.

The text of the proposed amendment is as follows:

Amendment

Section 1 [A corporation is not a person and can be regulated]

The rights protected by the Constitution of the United States are the rights of natural persons only.

Artificial entities, such as corporations, limited liability companies, and other entities, established by the laws of any State, the United States, or any foreign state shall have no rights under this Constitution and are subject to regulation by the People, through Federal, State, or local law.

The privileges of artificial entities shall be determined by the People, through Federal, State, or local law, and shall not be construed to be inherent or inalienable.

Section 2 [*Money is not speech and can be regulated*]

Federal, State and local government shall regulate, limit, or prohibit contributions and expenditures, including a candidate's own contributions and expenditures, for the purpose of influencing in any way the election of any candidate for public office or any ballot measure.

Federal, State and local government shall require that any permissible contributions and expenditures be publicly disclosed.

The judiciary shall not construe the spending of money to influence elections to be speech under the First Amendment.

Section 3

Nothing contained in this amendment shall be construed to abridge the freedom of the press.

Or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to reject Article 27 as written.

ARTICLE 28:

To see if the Town will vote to authorize and approve an agreement for payment in lieu of taxes (PILOT Agreement), as negotiated by the Board of Selectmen with Cornerstone Power Monson, LLC, an affiliate of Hecate Energy Inc., in accordance with M.G.L. c. 59, §38H and M.G.L. c. 164, §1, for the planned solar electric generating facilities to be located within the Town of Monson and if necessary, further authorize the Board of Assessors to approve the agreement and to authorize the Board of Selectmen to submit a Special Act therefore to the General Court if enabling legislation is necessary, or take any other action relative thereto.

Recommendation:

F.C.R.I.M.T.V.to authorize and approve an agreement for payment in lieu of taxes as negotiated by the Board of Selectmen with Cornerstone Power Monson, LLC, an affiliate of Hecate Energy, Inc. as described above.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

Given under our hands this 2nd day of May, 2013.

Edward A. Maia, Chairman

Richard M. Smith

Edward S. Harrison

MONSON BOARD OF SELECTMEN

COMMONWEALTH OF MASSACHUSETTS

HAMPDEN, ss.

Pursuant to the within Warrant, I have notified and warned the legal voters of the Town of Monson by posting an attested copy of said Warrant in at least two places in said Monson fourteen days at least before the time appointed for holding the meeting aforesaid.

A true copy, ATTEST:

Constable of Monson

Town Clerk

S